

441
10/27/97
J.A.

Atty. Dkt. No. 7381.111

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of
this application:

Class _____, Subclass _____

Prior Application:

Examiner C. Aulakh

Art Unit 1612

55/08/99
98/43/60
OIA
B. N. 0253C

Box Patent Application
Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a request for filing a ☒ continuation ☐
divisional application under 35 U.S.C. 120 and/or 37 C.F.R.
1.60, of pending prior application serial no(s). 08/948,319
filed October 10, 1997 (soon to be issued as U.S. Patent No. 5,942,540);
which is a continuation-in-part of 08/632,338 filed on April 10, 1996
(now U.S. Patent No. ~~5,728,728~~ 5,728,728), of
Walter E. Kozachuk, for METHODS OF
PROVIDING SYMPTOMATIC AND PROPHYLACTIC NEUROPROTECTION
all of which are incorporated herein by reference.

1. ☒ Enclosed is a copy of the prior application(s),
including the oath or declaration as originally
filed and an affidavit or declaration verifying
it as a true copy.
2. ☐ Enclosed is a Request for Extension of Time for
(1/2/3/4) month(s).
3. The filing fee is calculated below:

08/20/99
JCS95 U.S. PTO

09377866-082099

CLAIMS AS FILED IN THE PRIOR APPLICATION,
LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW

	(Col. 1)	(Col. 2)	Small Entity		Other Than A Small Entity	
FOR:	No. Filed	No. Extra	Rate	Fee	Rate	Fee
Basic				\$380		\$760
Total Claims	-20=	*	x \$9	\$	x \$18	\$
Indep. Claims	-3=	*	x \$39	\$	x \$78	\$
Mult. Dep. Claim Present			+ \$130		+ \$260	
			Total	\$	Total	\$

* If the difference in col. 1 is less than zero, enter "0" in col. 2

4. [] The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 50-0548. A duplicate copy of this sheet is enclosed.

5. [] A check in the amount of \$_____ is enclosed.

5a. [X] This Application is being filed according to Rule 53.

6. [X] Cancel in this application original claims
1-3 and 7-8 of the prior
application before calculating the filing fee.

7. [X] Please amend the specification by inserting
before the first line the sentence: - This is
a [x] continuation, [] division of
application serial no(s). 08/948,319 filed 10/10/97
(soon to be issued as U.S. Pat. No. 5,942,540); which is a CIP of _____, ~~filed~~
08/632,338 filed 4/10/96 (now U.S. Pat. No. 5,728,728) all of which are ~~XXX~~
incorporated herein by reference.--

8. [] Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.

0937866-082096

- 8a. ☐ Informal/formal drawings are enclosed.
- 8b. ☐ Priority of application serial no(s).
_____, filed on
_____, in

is claimed under 35 U.S.C. 119.
- ☐ The certified copy has been filed in prior
application serial no(s).
_____, filed
_____.
9. ☐ The prior application(s) is(are) assigned of
record to

10. ☒ The power of attorney in the prior
application(s) is/are to:

Myers, Liniak & Berenato
- a. ☒ The power appears in the original
papers in the prior application(s).
- b. ☐ Since the power does not appear in
the original papers, a copy of the
power in the prior application is
enclosed.
- c. ☒ Address all future communications to:

Joseph A. Rhoa, Esquire
Liniak, Berenato, Longacre & White
6550 Rock Spring Drive, Ste. 240
Bethesda, Maryland 20817
(301) 896-0600
11. ☒ A preliminary amendment is enclosed. Claims
added by this amendment have been properly
numbered consecutively beginning with the
number next following the highest numbered
original claim in the prior application.

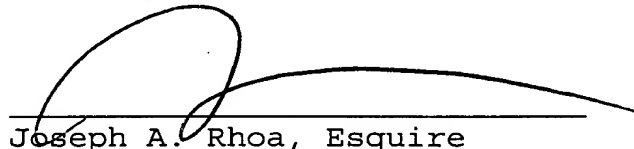
09377866-092099
660280-99874560

12. [X] I hereby verify that the attached papers are a true copy of prior application serial no(s).
08/948,319 filed 10/10/97 (soon to be issued a U.S. Pat. No. 5,942,540); which is a CIP of 08/632,338 as originally filed on 4/10/96 (now U.S. Pat. No. 5,728,728) all of which are incorporated herein by reference.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated:

8/20/99


Joseph A. Rhoa, Esquire
Reg. No. 37,515
Attorney for Applicant(s)

- [] inventor(s)
[] Assignee of complete interest
[X] Attorney or agent of record
[] Filed under Rule 34(a)

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